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July 8, 2008

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Via ECF

Honorable Judge Naomi Reice Buchwald
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: Amarilys DePena v. Elrac, Inc. d/b/a Enterprise Rent-A-Car
Docket No. 08 CV 3869
Our File No. 1614-743

Dear Judge Buchwald:

This office represents the defendant, Elrac, Inc. d/b/a Enterprise Rent-A-Car, in the above-referenced matter and I submit this as a joint letter to advise the Court of the status since our last Conference.

In this regard, plaintiff has agreed to discontinue has claim as against our client. We are in the process of circulating a Stipulation of Discontinuance and the same will be filed with the Court within the next seven (7) days.

Counsel wishes to thank the Court for its assistance in this matter.

Respectfully yours,

CARMAN, CALLAHAN & INGHAM, LLP

James M. Carman

JMC:sm

Honorable District Court Judge Buchanan
July 8, 2008
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cc: Thomas Incantalupo, Esq.
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